IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLLATE SIDE

WRIT PETITION NO. 7578 OF 2006

MR. SAGAR ISHWARLAL PATEL .. PETITIONER

Versus

THE STATE OF MAHARASHTRA & ORS... RESPONDENTS

Mrs. S.S. Gokhale for petitioner

Mr. R. D. Rane, for AGP

CORAM:-SMT. RANJANA DESAI &

V.M. KANADE, JJ.

DATE:- 20/11/06

P.C.

. Heard Mrs. Gokhale, the learned counsel for the petitioner. Mr. Rane, the learned AGP waives service for respondents 1 to 3. Respondents 4 and 5 have been served by the petitioner, however, none represents respondents 4 and 5. Affidavit of service is placed on record.

2. The only grievance made by the petitioner in this petition is that respondent 3 Scrutiny Committee Konkan Division has not decided the application for caste validity certificate of the petitioner till date. An order is sought directing the 3rd respondent to dispose of the petitioner's case in a time frame. In the circumstances of the case, we see no reason why such direction should not be given. Hence we pass the following order:

. Respondent 3 is directed to decide the petitioner's application for caste verification certificate at the earliest and in any event within a period of three months from the date of receipt of this order by it.

. Till such time as the 3rd respondent decides the petitioner's case, respondents 4 and 5 shall not terminate the admission of the petitioner. Respondents 4 and 5 shall permit the petitioner to appear for examination and shall also declare his result. All these actions will be subject to the decision of respondent 3.

. Petition is disposed of in the aforestated

terms.